



**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
FORM PTO-1449 (modified)

Sheet 1 of 18

Application No.	10/032,325
Filing Date	March 4, 2002
First Named Inventor	Ronald J. Perholtz et al.
Group Art Unit	2145
Examiner Name	Swearingen, Jeffrey R.
Attorney Docket No.	2540-0550
Confirmation No.	6319

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document No.	Publication Date	Name of Patentee or Applicant of Cited Document	T ¹
	1-1	93 03 716.3	Nov., 1993		
	1-2	DE-90 10 535	2/7/1991		
	1-3	DE-92 03 884	9/10/1992		
	1-4	EP 0 588 025 A2	3/23/1994		
	1-5	EP-0 174 99	3/12/1986		
	1-6	GB 2276509	9/28/1994	Park, Tae Jin	
	1-7	JP-2-207299	8/16/1990		
	1-8	JP-3-116091	5/17/1991		
	1-9	JP-3-201882	9/3/1991		
	1-10	JP-3-279997	12/11/1991		
	1-11	JP-3412823	3/28/2003		
	1-12	JP-3-80795	4/5/1991		
	1-13	JP-3-87790	4/12/1991		
	1-14	JP-4-177525	6/24/1993		
	1-15	JP-4-212555	8/4/1992		
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	1-19	JP-5-158451	6/25/1993		
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	1-21	JP-5-227453	9/3/1993		
	1-22	JP-5-265977	10/15/1993		
	1-23	JP-5-27721	2/5/1993		
	1-24	JP-5-27890	2/5/1993		
	1-25	JP-5-299984	11/12/1993		
	1-26	JP-5-4668	1/22/1993		

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	2-1	JP-5-61445	3/12/1993		
	2-2	JP-57-158883	9/30/1982		
	2-3	JP-5-76068	3/26/1993		
	2-4	JP-58-100587	6/15/1983		
	2-5	JP-5-81196	4/2/1993		
	2-6	JP-6-110520	4/22/1994		
	2-7	JP-61-1138	1/7/1986		
	2-8	JP-61-187066	8/20/1986		
	2-9	JP-6-133240	5/13/1994		
	2-10	JP-6-133243	5/13/1994		
	2-11	JP-6-203000	7/22/1994		
	2-12	JP-62-76838	4/8/1987		
	2-13	JP-63-313256	12/21/1988		
	2-14	JP-64-64482	3/10/1989		
	2-15	JP-6-51729	2/25/1994		
	2-16	JP-6-81021	11/15/1994		
	2-17	JP-6-95639	4/8/1994		
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	2-20	JP-7-141279	6/2/1995		
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	2-22	JP-7-15681	1/17/1991		
	2-23	JP-7-15742	1/17/1995		
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	2-26	JP-9-510523	9/9/1999		

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	3-1	WO 90/01733	2/22/1990	Sozanski, Jean-Pierre	
	3-2	WO 94/19749	Sep., 1994		
	3-3	WO 95/01055	Jan., 1995		
	3-4	WO 97/08625	3/6/1997		
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NON-PATENT REFERENCES			
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	4-1	"10comm ThinkSync II CM-2131T: Eye-Pleasing Trinitron CRT", Windows Sources: The Magazine for Windows Experts, vol. 1, No. 3, pp. 240-241 and 244, Apr. 1993.	
	4-2	"Electron Components: On Screen Display Ics", NEC Corporation, Apr. 1994.	
	4-3	"Genlocking" Tech Note, S3 Incorporated, Sep. 1993.	
	4-4	"Goldstar Unveils 5 Upgrade . . .", HFD the Weekly Home Furnishings Newspaper, vol. 68, No. 10, Mar. 7, 1994.	
	4-5	"Lotus Brand Portable, Home TVs Bow", HFD The Weekly Home Furnishings Newspaper, vol. 64, No. 28, pp. 106 and 123, Jul. 9, 1990.	
	4-6	"MS Left Breathless by Jaunt through Eugene, OR, Video Countryside", Consumer Electronics, vol. 16, No. 4, Apr. 1988.	
	4-7	"Panasonic VHS VCR Series Features Rounded Contours" HFD The Weekly Home Furnishings Newspaper, pp. 71 and 84, Jan. 5, 1987.	
	4-8	"Panasonic's New Video Line Offers More Styling, User-Friendly Features", HFD The Weekly Home Furnishings Newspaper, Jul. 1992.	
	4-9	"Sharp: Recording MD Player Due in Early '94", HFD the Weekly Home Furnishings Newspaper, Jul. 1994.	
	4-10	Abstract of "JP-04039450"	

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Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	T ¹
	5-1	Abstract of "JP-04177525"	
	5-2	Abstract of "JP-05027721"	
	5-3	Abstract of "JP-05061445"	
	5-4	Abstract of "JP-05081196"	
	5-5	Abstract of "JP-06133240"	
	5-6	Abstract of "JP-06133243"	
	5-7	Abstract of "JP-07014279"	
	5-8	Abstract of "JP-07104901"	
	5-9	Abstract of "JP-1064482"	
	5-10	Abstract of "JP-3080795"	

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	6-1	Abstract of "JP-3-279997"	
	6-2	Abstract of "JP-412555"	
	6-3	Abstract of "JP-4177525"	
	6-4	Abstract of "JP-4215159"	
	6-5	Abstract of "JP-5014682"	
	6-6	Abstract of "JP-5027890"	
	6-7	Abstract of "JP-5061445"	
	6-8	Abstract of "JP-5076068"	
	6-9	Abstract of "JP-5081196"	
	6-10	Abstract of "JP-5158451"	

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	7-1	Abstract of "JP-5227453"	
	7-2	Abstract of "JP-5-265977"	
	7-3	Abstract of "JP-5299984"	
	7-4	Abstract of "JP-58100587"	
	7-5	Abstract of "JP-6051729"	
	7-6	Abstract of "JP-6095639"	
	7-7	Abstract of "JP-6110520"	
	7-8	Abstract of "JP-61187066"	
	7-9	Abstract of "JP-62076838"	
	7-10	Abstract of "JP-63313256"	

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Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	T ¹
	8-1	Abstract of "JP-7015681"	
	8-2	Abstract of "JP-7046557"	
	8-3	Addendum I to User's Manual for MasterNet Version 2.00, Rose Electronics, Revision A. Date Unknown.	
	8-4	Amended Answer, Affirmative Defenses and Counterclaims with Exhibits A, B, F, H, I and M, Avocent Redmond Corp. formerly known as Apex, Inc. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 23, 2005	
	8-5	Apex PC Solutions advertisement. Date unknown.	
	8-6	APEX PC Solutions Users Guide, Manual P/N 053-0006-01, 8001/KVM, Redmond, Washington, Apr. 1993.	
	8-7	Apex PC Solutions, "Apex/Desktop Concentrator" advertisement. Date unknown.	
	8-8	Apex ViewPoint Brochure, http://www.apex.com/products/viewpoint.htm .	
	8-9	Aquarium Computer blue grass micro internet server Product Brochure (in Japanese), 2 pages.	
	8-10	Avocent Redmond's Response to Raritan's Second Set of Post-Remand Requests for Production of Documents and Things (Nos. 30R-33R) [SIC: Nos. 30R-31R], Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 14, 2005	

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Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	T ¹
	9-1	Avocent Redmond's Response to Raritan's Third Set of Post-Remand Interrogatories (No. 18R) [SIC: Nos. 18R-19R], Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 14, 2005.	
	9-2	Avocent Redmond's Supplemental Responses to Raritan's First Set of Interrogatories, Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 14, 2005.	
	9-3	Avocent Redmond's Supplemental Responses to Raritan's Second Set of Interrogatories (Nos. 20-22), Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 14, 2005.	
	9-4	Avocent Redmond's Supplemental Responses to Raritan's Second Set of Post-Remand Interrogatories (Nos. 15R-17R), Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 14, 2005.	
	9-5	Brief for Plaintiff-Appellant Apex Inc., Apex Inc. v. Raritan Computer, Inc., Appeal No. 02-1303, United States Court of Appeals for the Federal Circuit, Jun. 3, 2002.	
	9-6	Buchsbaum, W., "RCA Model VGM 2023s 25" Color TV Receiver", Computers & Electronics, pp. 104, 106, 107, 109, Feb. 1983.	
	9-7	Carrell, J.L. and Boyle, P.R., "ONline System Concentrator", PC Magazine. Date unknown.	
	9-8	CES '87 Consumer Electronics Show: New Products, Jan. 5, 1987.	
	9-9	Cybox Computer Products Corporation 4xP & 1xP KVM Switches Guide to Applications, c1996.	
	9-10	Cybox Computer Products Corporation Director Installer/User Guide, 1.sup.st Edition, Nov. 1996.	

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NON-PATENT REFERENCES			
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	T ¹
	10-1	Cybex's Motion for Partial Summary Judgment of Invalidity (Anticipation of Claims 1 and 2), Apex PC Solutions, Inc. v. Cybex Computer Products Corp. and Apex PC Solutions, Inc. v. Rose Electronics, Case Nos. C98-246	
	10-2	Cybex's Motion for Partial Summary Judgment of Invalidity (Obviousness of Claims 1, 2 and 8-17), Apex PC Solutions, Inc. v. Cybex Computer Products Corp. and Apex PC Solutions, Inc. v. Rose Electronics, Case Nos.	
	10-3	Decision, Apex Inc. v. Raritan Computer, Inc., Case No. 01 CIV. 4435 (MP), United States District Court for the Southern District of New York, 187 F. Supp. 2d 141; 2002 U.S. Dist. LEXIS 3466, Feb. 25, 2002, 32 pages.	
	10-4	Decision, Apex Inc. v. Raritan Computer, Inc., Case No. 02-1303, United States Court of Appeals for the Federal Circuit, 325 F.3d 1364; 2003 U.S. App. LEXIS 6321; 66 U.S.P.Q.2D (BNA) 1444, Apr. 2, 2003, 16 pages.	
	10-5	Declaration of Christopher L. Thomas in support of Cybex's Motion for Partial Summary Judgment of Noninfringement (Cybex Director and 4XP Products), Apex PC Solutions, Inc. v. Cybex Computer Products Corp. and Apex PC Solutions, Inc. v. Rose Electronics, Case Nos. C98-246Z and C98-245Z, United States District Court Western District of Washington at Seattle	
	10-6	Declaration of Christopher L. Thomas in support of Cybex's Motion for Summary Judgment of Invalidity (Prior Art), Apex PC Solutions, Inc. v. Cybex Computer Products Corp. and Apex PC Solutions, Inc. v. Rose Electronics, Case Nos. C98-246Z and C98-245Z, United States District Court Western District of Washington at Seattle, Jan. 12, 1999.	
	10-7	Defendant Raritan Computer, Inc.'s Amended Statement According to 35 U.S.C. .sctn. 282, Avocent Redmond Corporation v. Raritan Computer, Inc., Civ. No. 01-CV-4435 (PKC), United States District Court for the Southern District of New York, Apr. 25, 2005.	
	10-8	Defendant Raritan Computer, Inc.'s First Supplemental Response to Plaintiff's First Set of Interrogatories, Apex, Inc. v. Raritan Computer, Inc., Civil Action No. 01-CV-4435 (BJS)(DFE), United States District Court Southern District of New York, Oct. 11, 2001.	
	10-9	Defendant Raritan Computer, Inc.'s Response to Plaintiff's First Set of Interrogatories, Apex, Inc. v. Raritan Computer, Inc., Civil Action No. 01-CV-4435 (BJS)(DFE), United States District Court Southern District of New York, Sep. 4, 2001.	
	10-10	Defendant Raritan Computer, Inc.'s Response to Plaintiff's Second Set of Interrogatories (Nos. 9-12), Apex, Inc. v. Raritan Computer, Inc., Civil Action No. 01-CV-4435 (BJS)(DFE), United States District Court Southern District of New York, Oct. 30, 2001.	

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	11-1	Defendant Raritan Computer, Inc.'s Second Supplemental Response to Plaintiff's First Set of Interrogatories, Apex, Inc. v. Raritan Computer, Inc., Civil Action No. 01-CV-4435 (MP), United States District Court Southern District of New York, Nov. 16, 2001.	
	11-2	Defendant Raritan Computer, Inc.'s Second Supplemental Response to Plaintiff's Second Set of Interrogatories (Nos. 9-12), Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435 (PKC), United States District Court Southern District of New York, Apr. 26, 2005.	
	11-3	Defendant Raritan Computer, Inc.'s Supplemental Response to Plaintiff's Second Set of Interrogatories (Nos. 9-12), Apex, Inc. v. Raritan Computer, Inc., Civil Action No. 01 CV 4435 (MP), United States District Court Southern District of New York, Dec. 12, 2001.	
	11-4	Defendants Rose Electronics, Peter Macourek, Darioush "David" Rahvar, Aten Technology Inc., Aten International Co. Ltd., Belkin International, Inc. and Belkin, Inc.'s Combined Statement of Preliminary Invalidity Contentions	
	11-5	DEI Data Communications Products Brochure, pp. 1-27.	
	11-6	DEI LANtender advertisement, Network Computing, Sep. 1992, p. 184.	
	11-7	DEI LANtender, Central Control of Multiple PCs without Massive Cabling.	
	11-8	DeKerf, T and Davis, Gary D., "The Keyboard/Video Switch White Paper: A Close Look at Modern Keyboard/Video Switching", Tron International Inc. and the WorkCenter Corporation, 1995.	
	11-9	ELSNER Technologies Company letter to Raritan Computer Inc. regarding PolyCon Console Management System, May 29, 1998, 3 pages.	
	11-10	ELSNER Technologies Company MultiYCon Console Switching and Management System Product Brochure, 2 pages.	

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	12-1	ELSNER Technologies Company MultiYCon Console Switching System and Extension Products Catalog 97/98, c1997, 27 pages.	
	12-2	ELSNER Technologies Company MultiYCon NetPC Product Brochure, 1 page.	
	12-3	ELSNER Technologies Company MultiYCon PolyCon Console Switching and Management System Ordering Catalog, Feb. 1996, 20 pages.	
	12-4	ELSNER Technologies Company MultiYCon Price List for MultiYCon Console Switching Products, Sep. 1996, 3 pages.	
	12-5	ELSNER Technologies Company PolyCon Products Brochure, 29 pages.	
	12-6	Expert Report of Sharad Malik, Ph.D. (Regarding Noninfringement and Invalidity of Beasley et al. U.S. Patent Nos. 5,884,096; 5,937,176 and 6,112,264), Apex Inc. v. Raritan Computer, Inc., Civ. No. 01 CV 4435 (MP), United States District Court Southern District of New York, Jan. 13, 2002.	
	12-7	Findings and Conclusions, Apex Inc. v. Raritan Computer, Inc., Case No. 01 CIV. 4435 (MP), United States District Court Southern District of New York, Feb. 25, 2002.	
	12-8	Fox Network Systems, Inc. Net-911 Key-View System User's Reference Manual, Revision 3.3, Jul. 7, 1994.	
	12-9	General Instrument 2750R Satellite Receiver User's Guide 2700 Series, Publication No. 72089-1, Rev. C, Apr. 1990.	
	12-10	Gosch, J., "Solid-State Captions", Electronics, pp. 36-37, Apr. 1990.	

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	13-1	Installation Notes for RCI Burn-in Master (BM10), Raritan Computer, Apr. 11, 1989.	
	13-2	Intelligent Network Management System for 1,024 PCs, PolyCon Data Systems Press Release, 3 pages.	
	13-3	Judgment, Apex Inc. v. Raritan Computer, Inc., Case No. 01 CIV. 4435 (MP), United States District Court Southern District of New York, Feb. 25, 2002.	
	13-4	Levine, J.A., "TV Makers Focus on Upscale Models", HFD The Weekly Home Furnishings Newspaper, Date unknown.	
	13-5	Master Link: Communication Utility for the PC, Rose Electronics, 1987.COPYRGT..	
	13-6	MasterNet Networking Software Product Bulletin, "Zero Slot Lan Software Uses Sharing Device" and Instant Control of Your Peripherals Rose Electronics. Date Unknown.	
	13-7	Memorandum and Order on Markman Issues, Avocent Redmond Corp. (formerly Apex Inc.) v. Raritan Computer, Inc., United States District Court, Southern District of New York, Case No. 01 Civ. 4435 (PKC), ordered Mar. 11, 2005.	
	13-8	Memorandum in Support of Defendant Raritan Computer, Inc.'s Motion to Re-Open Discovery and Modify the Scheduling Order in this Case, Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, filed Mar. 22, 2005.	
	13-9	Motorola Semiconductor Technical Data, "Advanced Monitor On-Screen Display CMOS" Rev. 2, Feb. 1997.	
	13-10	Motorola Semiconductor Technical Data, Product Preview, "Advanced Monitor On-Screen Display", Motorola Inc., 1995.	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT FORM PTO-1449 (modified)	Application No.	10/032,325
	Filing Date	March 4, 2002
	First Named Inventor	Ronald J. Perholtz et al.
	Group Art Unit	2145
	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
	Confirmation No.	6319
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NON-PATENT REFERENCES			
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	T ¹
	14-1	MultYCon Product Brochure, 4 pages.	
	14-2	Net-911, Key-View, Fox Network Systems, Inc., 2 page brochure, 1994.	
	14-3	News Release "Maxi Switch, Inc. Introduces Industry's First Software Utility Permitting On-Screen Display of User-Prograied Keyboard Settings", Tucson, Arizona, Nov. 23, 1992.	
	14-4	Nguyen, Huy "Key-view unlocks server problems", PC Week Mar. 27, 1995 v12 n12 pN20.	
	14-5	Notification of Reasons for Revocation (JP-3412823)	
	14-6	Notification of Reasons for Revocation (JP-3412823) Translation	
	14-7	Oceanisle Software Brochure; Fast Print, 1993.	
	14-8	One for All and all on one, PolyCon GmbH Data Systems.	
	14-9	Partial Translation of JP application 4-177525	
	14-10	Partial Translation of JP application 5-133240	

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NON-PATENT REFERENCES			
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	15-1	Partial Translation of JP application 5-158451	
	15-2	Partial Translation of JP application 5-27721	
	15-3	Partial Translation of JP application 5-61445	
	15-4	Partial Translation of JP application 5-81196	
	15-5	Partial Translation of JP application 6-133243	
	15-6	Partial Translation of JP application 7-141279	
	15-7	PCT International Search Report for PCT/US96/13772, International filing date 22 Aug. 1996.	
	15-8	PolyCon Control Unit: A further step to perfect network management, PolyCon GmbH Data Systems.	
	15-9	PolyCon Data Systems PolyCon Management System, 4 pages.	
	15-10	PolyCon Product Brochure (in Japanese), 4 pages.	

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	16-1	PR Newswire, "RCA Announces First Video Disc Player with Programmable Capability", Indianapolis, Aug. 12, 1983.	
	16-2	PR Newswire, "Sony Makes Bold Decision Statement with the Launch of the Trinitron XBR2 Line of Computer Televisions", New York, Oct. 15, 1992.	
	16-3	Procomm Plus User Manual, Datastorm Technologies, Inc., pp. 1-51 and 116-117, Jan. 1991.	
	16-4	Raritan Computer Inc. Dominion KX Digital KVM Switch: KVM Control via Web Browser Product Brochure, c2005, 4 pages.	
	16-5	Raritan Product Brochure, Cat5 Reach, http://www.raritan.com/products_c5r_guide.html .	
	16-6	Raritan Product Brochure, Master Console MXU2, http://www.raritan.com/products_mxu2_briefing.html .	
	16-7	Raritan's Proposed Findings of Fact and Conclusions of Law, Apex Inc. v. Raritan Computer, Inc., Civ. No. 01-CV-4435 (MP), United States District Court Southern District of New York, Feb. 6, 2002.	
	16-8	Reply to Opposition to Petition to Waive the Rules and Protest filed in U.S. Appl. No. 08/969,723 on Feb. 24, 1999 (by Cybex prior to becoming a sister company to Apex (now Avocent Redmond)), 8 pages.	
	16-9	Rigney, Steve "J&L's server room in a box", PC Magazine May 30, 1995 v14 n10 pNE19.	
	16-10	Rose Electronics MasterLink Manual, c1988, pp. i-20.	

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	17-1	Rose Electronics MasterNet Networking Software Manual, c1991, pp. 1-29.	
	17-2	Rose Electronics Product Brochure, Fast Print.	
	17-3	Rose Electronics Product Brochure, Micro Serv, 1993.	
	17-4	Service Manual, "Multi-Scan Color CRT Display" Model No. MDSP12909.	
	17-5	Sumisho Electronics Co., Ltd. PolyCon Product Brochure with Price List dated Jun. 1998 (in Japanese), 6 pages.	
	17-6	Supplemental Expert Report of Bruce McNair Regarding United States Patent Nos. 5,884,096 & 6,112,264 and 5,937,176, Avocent Redmond Corp. v. Raritan Computer, Inc., Case No. 1:01-cv-04435-PKC, United States District Court Southern District of New York, Apr. 17, 2005.	
	17-7	Surecom Technology Corp. EP-1394 PCI Host Adapter Product Information, 2 pages.	
	17-8	Sven Hamann, CanServer Boot Program, PolyCon Data Systems, Feb. 1994.	
	17-9	SwitchBack.TM. User Guide Pamphlet, .COPYRGT.Mar. 1995.	
	17-10	Table comparing Claims of U.S. Patent No. 6,345,323 with U.S. Patent No. 5,721,842; Avocent Redmond Corp. formerly known as APEX, Inc. v. Raritan Computer, Inc., Case No. 1:01-cv-04435 (PKC), 1 page, (prepared by Raritan).	

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	18-2	The PolyCon Management System Ordering Catalog, PolyCon GmbH Data Systems.	
	18-3	The PolyCon Management-System Products Pricelist, PolyCon GmbH Data Systems, Aug. 1, 1994, pp. 1-2.	
	18-4	Video Deposition Transcript of Doyle C. Weeks, Avocent Redmond Corp. v. Raritan Computer, Inc., Case. No. 01 CV 4435 (PKC), In the United States District Court Southern District of New York, Mar. 15, 2005. See e.g., pp. 1-7, 97-100, 117-120, 127-131, 153-164 and 225-226 cited by Raritan	
	18-5	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (vol. 1), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case Nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle Dec 9, 1998. See e.g., pp. 1-8, 232-234 cited by Raritan	
	18-6	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (vol. 2), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case Nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle Dec 10, 1998. See e.g., pp. 384 and 581-607 cited by Raritan	
	18-7	Videotape 30(b)(6) Deposition Transcript upon Oral Examination of Danny Beasley (vol. 3), Apex PC Solutions, Inc. v. Cybex Computer Products and Rose Electronics, Case Nos. C98-246Z and C98-245Z, United States District Court for the Western District of Washington at Seattle Dec 11, 1998	
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